



Docket No. 10378

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I verily believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed for which a patent is sought on the invention entitled:

METHOD AND APPARATUS FOR TONER IDENTIFICATION

the application of which

☐ is attached hereto.
☒ was filed on September 26, 2003 as Application Serial No. 10/672,829 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the attached or the above-identified application including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

CLAIM FOR BENEFIT OF PRIOR APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, Sections 365, 120 and/or 119 of all United States, PCT international and/or foreign application(s) listed below and insofar as the subject matter of each of the claims of this application is not disclosed in such prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Application Serial Number(s)	Country	Filing Date (MM/DD/YYYY)
60/414,811	USA	09/30/2002

I hereby appoint as my attorneys and/or agent(s):

James A. Cairns, Reg. No. 32,557
Richard A. Romanchik, Reg. No. 33,766
Kevin L. Leffel, Reg. No. 37,379

with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all telephone calls to: **Richard A. Romanchik** at (585) 512-8581.

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I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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Date 1/30/04